

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON**

IN RE ETHICON, INC., PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION	Master File No. 2:12-MD-02327 MDL 2327
THIS DOCUMENT RELATES TO: ETHICON WAVE 4 CASES LISTED ON EXHIBIT A	JOSEPH R. GOODWIN U.S. DISTRICT JUDGE

DEFENDANTS' MOTION TO EXCLUDE ANNE M. WEBER, M.D.

Defendants Ethicon, Inc., Ethicon LLC, and Johnson & Johnson (collectively, "Ethicon"), pursuant to Fed. R. Evid. 702 and *Daubert v. Merrell Dow Pharms.*, Inc., 509 U.S. 579, 589 (1993), move to exclude the testimony of Anne M. Weber, M.D., in the entirety. In support of this motion, Ethicon states:

1. Dr. Weber is not qualified to testify about the primary subjects of her expert report.
2. In addition, Dr. Weber offers a number of unreliable and irrelevant opinions throughout her expert report.
3. Ethicon incorporates by reference its Memorandum in Support of its Motion to Exclude Anne M. Weber, M.D., and the following exhibits:

Exhibit	Description
A	List of Applicable Cases.
B	Transcript of Nov. 5, 2012 Deposition of Dr. Anne M. Weber
C	Transcript of Nov. 6, 2012 Deposition of Dr. Anne M. Weber

- D Excerpts from Jan. 17, 2013 Trial Transcript, *Gross v. Ethicon*
- E Wave 1 Expert Report of Dr. Anne M. Weber
- F Excerpts from Wave 1 Expert Report of Dr. Shelby F. Thamess
- G Prolift Instructions for Use
- H Transcript of Sept. 1, 2015 Deposition of Dr. Anne M. Weber

WHEREFORE, FOR THESE REASONS and as more fully set forth in Ethicon's supporting memorandum of law, Ethicon respectfully requests that this Court enter an order granting Ethicon's Motion to Exclude Anne M. Weber, M.D.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on this day, I electronically filed this document with the clerk of the court using the CM/ECF system, which will send notification of this filing to CM/ECF participants registered to receive service in this MDL.

/s/ *Christy D. Jones*
Christy D. Jones